

03500.016090.1



PATENT APPLICATION

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
	:	Examiner: E. Cherry
HIDEKAZU SHIMOMURA)	
	:	Group Art Unit: 2872
Application No.: 10/624,544)	
	:	
Filed: July 23, 2003)	
	:	
For: OPTICAL SCANNING)	
APPARATUS AND IMAGE	:	
FORMING APPARATUS)	
USING THE SAME	:	August 23, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO ELECTION OF SPECIES REQUIREMENT
WITHOUT TRAVERSE

Sir:

In response to the August 9, 2005 Requirement To Elect between species, Applicant hereby provisionally elects to prosecute Species 1, namely Claims 38 and 44, allegedly drawn to the optical member comprising a reflecting member or being a mirror.

The Examiner's statement that Claims 37, 41 to 43, 45 and 46 are generic is acknowledged. An action on the merits is therefore requested for Claims 37, 38 and 41 to 46.

Applicant's undersigned attorney may be reached in our Costa Mesa, ca
office at (714) 540-8700. All correspondence should continue to be directed to our below-
listed address.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael K. O'Neill", written over a horizontal line.

Michael K. O'Neill
Attorney for Applicant
Registration No. 42,419

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